

Docket No.
P66 42161

Declaration For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Low Adenosine Anti-Sense Oligonucleotide, Compositions, Kit & Method for Treatment of Airway Disorders Associated with Bronchoconstriction, Lung Inflammation, Allergy(ies) & Surfactant Depletion

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on _____ as United States Application No. or PCT International Application Number _____ and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/095,212</u>	<u>August 3, 1998</u>
(Application Serial No.)	(Filing Date)
<u>60/127,958</u>	<u>April 6, 1999</u>
(Application Serial No.)	(Filing Date)
<u></u>	<u></u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>09/093,972</u>	<u>June 9, 1998</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<u>08/472,527</u>	<u>June 5, 1995</u>	<u>Patented</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<u>08/474,497</u>	<u>June 7, 1995</u>	<u>Pending</u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor J nathan W. Nyce	Date
Sole or first inventor's signature	
Residence 59 Sayre Drive, Princeton, New Jersey 08540	
Citizenship United States	
Post Office Address Same as Above	

Full name of second inventor, if any W. James Metzger	Date
Second inventor's signature <i>W. James Metzger, MD.</i>	4/15/99
Residence 238 Windsor Road Greenville, NC 27858	
Citizenship United States	North Carolina, Pitt County
Post Office Address Same as Above	I, Suzanne Godley, a Notary Public for said County and State,
do hereby certify that W. James Metzger appeared before me this	

day and acknowledged the due execution of the foregoing instrument.
Witness my hand and official seal, this the 16th day of April, 1999.

Full name of third inventor, if any	Date
Third inventor's signature <i>Suzanne B. Godley</i> Notary Public	
Residence My commission expires Oct. 11, 1999.	
Citizenship	
Post Office Address	

Full name of fourth inventor, if any	Date
Fourth inventor's signature	
Residence	
Citizenship	
Post Office Address	